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8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA (SAN JOSE)**
10

11 PAUL DE LA TORRE,

12 Plaintiff,

13 vs.

14 CHARLES TYRWHITT, INC. and
15 CHARLES TYRWHITT LLP,

16 Defendants.

Case No. 5:14-cv-04603-BLF

**STIPULATION AND ~~PROPOSED~~ ORDER
TO EXTEND DEFENDANT'S TIME TO
RESPOND TO FIRST AMENDED
COMPLAINT**

17 Plaintiff Paul De La Torre ("Plaintiff" or "De La Torre") and Defendant Charles Tyrwhitt,
18 LLP ("Defendant" or "Tyrwhitt") make this stipulation with reference to the following facts:

19 (1) On December 3, 2014, Mr. De La Torre and Tyrwhitt stipulated that Tyrwhitt's
20 deadline for responding to the Amended Complaint would be extended to January 16, 2015, or on
21 such later date as the Parties may subsequently agree under the terms of the local rules;

22 (2) On December 4, 2014, Mr. De La Torre filed an Amended Complaint;

23 (3) Plaintiff and Defendant have been engaging in settlement negotiations and hope to
24 resolve the dispute prior to further litigation. Thus, both parties agree to extend the deadline for
25 Defendant's response to February 27, 2015, or on such later date as the parties may subsequently
26 agree under the terms of the local rules;

27 (4) Currently scheduled is a Case Management Conference set for hearing on March
28 3, 2015, with a statement due date of February 24, 2015.

STIP. AND [PROPOSED] ORDER TO EXTEND
DEF'S TIME TO RESPOND TO FAC
CASE NO.: 5:14-CV-04603-BLF

1 ACCORDINGLY, IT IS HEREBY STIPULATED BY THE PARTIES, by and through
2 their undersigned counsel of record:

3 (1) The deadline for Defendant to respond to the Amended Complaint shall be
4 February 27, 2015, or on such later date as the parties may subsequently agree under the terms of
5 the local rules.

6 (2) The March 3, 2015 Case Management Conference date and the statement due date
7 of February 24, 2015 are vacated. If the parties do not reach a settlement by February 27, 2015,
8 they should jointly contact the court and arrange for a new date for the case management
9 conference with the court's clerk.

10
11 IT IS SO STIPULATED,

12 Dated: January 16, 2015

Farella Braun + Martel LLP

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14 I represent that concurrence in the filing of
15 this document has been obtained from the
16 other signatory(ies), which shall serve in lieu
17 of his/her signature on this document.

By: /s/ Thomas B. Mayhew

Thomas B. Mayhew
Sunshine W. Yin

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19 Attorneys for Defendant
CHARLES TYRWHITT, INC.

20 Dated: January 16, 2015

Pratt & Associates

21 By: /s/ Ben F. Pierce Gore

Ben F. Pierce Gore

22 Attorneys for Plaintiff
23 PAUL DE LA TORRE
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~~PROPOSED~~ ORDER

The Case Management Conference Statement due date of February 24, 2015, is hereby vacated. ~~If the parties do not reach a settlement by February 27, 2015, they should jointly contact the court and arrange for a new date for the case management conference with the court's clerk.~~

The Initial Case Management Conference presently scheduled for March 3, 2015 is HEREBY CONTINUED to April 2, 2015 at 1:30 p.m. The parties' Joint Case Management Statement is due by March 26, 2015.

IT IS SO ORDERED.

Date: January 16, 2015



Beth Labson Freeman

United States District Court Judge